

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

**ORDER**

APPLICATION 14624

PERMIT 8996

LICENSE 4386

ORDER ALLOWING CHANGE IN THE POINT OF DIVERSION

WHEREAS:


1. License 4386 was issued to Edith Beck and was filed with the County Recorder of Mendocino County on May 19, 1956.
2. License 4386 was subsequently assigned to Sterling and Kay Norgard.
3. A petition for change in point of diversion, has been filed with the State Water Resources Control Board and said Board has determined that good cause for such change has been shown.
4. The Board has determined that the petitioned change does not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The point of diversion under this license shall be as follows:

South 2,000 feet and East 400 feet from the NW corner of projected Section 33, T15N, R12W, MDB&M within the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of said Section 33.

Dated: DECEMBER 30 1985

  
Lloyd Johnson, Interim Chief  
Division of Water Rights



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS  
DIVISION OF WATER RESOURCES  
STATE ENGINEER

## License for Diversion and Use of Water

APPLICATION 14624 PERMIT 8996 LICENSE 4386

THIS IS TO CERTIFY, That Edith Beck  
P. O. Box 389  
Ukiah, California <sup>has</sup> made proof as of August 13, 1954,  
(the date of inspection) to the satisfaction of the State Engineer of California of a right to the use of the water of  
Russian River in Mendocino County  
tributary to Pacific Ocean

for the purpose of irrigation  
under Permit 8996 of the Department of Public Works and that said right to the use of said water has  
been perfected in accordance with the laws of California, the Rules and Regulations of the Department of Public Works  
and the terms of the said permit; that the priority of the right herein confirmed dates from January 21, 1952;  
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited  
to the amount actually beneficially used for said purposes and shall not exceed thirty-eight hundredths  
(0.38) cubic foot per second to be diverted from about May 15 to about October 1  
of each year.

The equivalent of such continuous flow allowance for any thirty day period  
may be diverted in a shorter time if there be no interference with other vested  
rights.

The point of diversion of such water is located south seventy-one degrees forty-five  
minutes east (S71°45'E) four thousand three hundred eighty-five (4,385) feet  
from NE corner of fractional Section 32, T15N, R12W, MDB&M, being within  
Lot 71 Yokayo Rancho and within SW1/4 of NW1/4 of projected Section 33, T15N,  
R12W, MDB&M.

A description of the lands or the place where such water is put to beneficial use is as follows:

2.64 acres within NE1/4 of NE1/4 of projected fractional Section 32, T15N, R12W, MDB&M  
1.48 acres within SE1/4 of NE1/4 of projected fractional Section 32, T15N, R12W, MDB&M  
9.80 acres within NW1/4 of NW1/4 of projected fractional Section 33, T15N, R12W, MDB&M  
11.68 acres within SW1/4 of NW1/4 of projected fractional Section 33, T15N, R12W, MDB&M  
25.60 acres total.

All rights and privileges under this license including method of diversion, method of use and quantity of water  
diverted are subject to the continuing authority of the Department acting through the State Engineer in accordance  
with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or  
unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time  
to time by the State Engineer.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein  
specified and to the lands or place of use herein described.

*This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:*

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Department.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.



Witness my hand and the seal of the Department of Public  
Works of the State of California, this 21st  
day of May, 1956

HARVEY O. BANKS, State Engineer

By *L. C. Johnson*  
L. C. JOHNSON  
Assistant State Engineer

10/14/57 RECEIVED NOTICE OF ASSIGNMENT TO *Sterling and Fay Norgard*

LICENSE 4386

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS  
DIVISION OF WATER RESOURCES  
STATE ENGINEER

LICENSE  
TO APPROPRIATE WATER

ISSUED TO Edith Beck

DATED MAY 21 1956

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2